

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
CIVIL ACTION NO. 5:10-CV-00391-BO**

SURJIT SINGH SAUND, an individual,)

Plaintiff,)

v.)

**M. M. FOWLER, INC. d/b/a FAMILY)
FARE CONVENIENCE STORES, a)
North Carolina Corporation,)**

Defendant.)

**STIPULATION AND ORDER
OF DISMISSAL
WITH PREJUDICE
(Fed. R. Civ. P. 41(a)(1)(A)(ii))**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff Surjit Singh Saund and Defendant M. M. Fowler, Inc. d/b/a Family Fare Convenience Stores, by and through their undersigned counsel, stipulate that this action be dismissed with prejudice and request that this Court retain jurisdiction to enforce the terms of the Confidential Settlement Agreement and Release executed by the parties and their counsel.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that this action be dismissed with prejudice and that this Court shall retain jurisdiction solely to enforce the terms of the Confidential Settlement Agreement and Release executed by the parties and counsel.

This the 17th day of June, 2011.

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SO ORDERED, this the ____ day of _____, 2011.

Terrence W. Boyle
United States District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on June 17, 2011, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

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This the 17th day of June, 2011.

/s/ Kerry A. Shad

Kerry A. Shad